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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/535,413

11/17/2005

Nobushige Doisaki

052572

5903

38834

7590

08/11/2009

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EXAMINER

WINSTON, RANDALL O

ART UNIT

PAPER NUMBER

1655

NOTIFICATION DATE

DELIVERY MODE

08/11/2009

ELECTRONIC

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10535413	11/17/2005	DOISAKI ET AL.	052572

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Randall Winston

ART UNIT	PAPER
1655	20090805

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Commissioner for Patents

The Examiner's Answer mailed 11 December 2009 was incorrect/incomplete with respect to the items listed below.

The corrections are as follows:

This is in response to the appeal brief filed July 8, 2008 appealing from the Advisory action mailed 06/19/2008.

(8) Evidence Relied Upon

6,235,331 Kataoka et al. 5-2001

6,242,479 Wechter 6-2001

Granata WO 02/058793 08-2002

Chavali et al. DWPI Abstract 2002-040630 and/or US 20010031275 10-2001

Maguire et al. DWPI Abstract 1995-054394 02-1995

Tallarida, Ronald J. "Drug Synergism and Dose-Effect Data Analysis" Copyrighted in 2000 by Chapman and Hall/CRC

Chen et al. DWPI Abstract 2003-219905 and/or US 20020156051 10-2002

/Christopher R. Tate/
Primary Examiner, Art Unit 1655